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SHERRILL FOSTER, HOWARD FOSTER,  
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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SHERRILL FOSTER, HOWARD FOSTER, SHEILA BURTON, and MINNIE BURTON,	) No. C-07-5445-EMC
Plaintiffs,	) <b>PLAINTIFFS' MOTION TO ENTER</b>
	) <b>DEFAULT AS TO DEFENDANTS</b>
v.	) <b>SHANNON EDMONDS AND LORI</b>
	) <b>TYLER; DECLARATION OF COUNSEL</b>
	) <b>IN SUPPORT</b>
SHANNON EDMONDS, LORI TYLER,	) <b>[FRCP RULE 55]</b>
COUNTY OF LAKE, CITY OF CLEARLAKE,	) <b>[JURY TRIAL DEMANDED]</b>
and DOES 1-100,	) Date: April 23, 2008
Defendants.	) Time: 10:30 a.m.
	) Courtroom: C, 15 <sup>th</sup> Floor
	)

**I. NOTICE OF MOTION AND MOTION TO ENTER DEFAULT**

TO THE COURT AND TO ALL PARTIES AND COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on April 23, 2008, at 10:30 a.m., in Courtroom C, on the 15<sup>th</sup> Floor, at 450 Golden Gate Avenue, in San Francisco, California, Plaintiffs will move the Court, pursuant to Federal Rules of Civil Procedure (FRCP), Rule 55, for entry of default as to Defendants SHANNON EDMONDS and LORI TYLER. Said defendants were served with summons and first amended complaint on December 23, 2007. Said Defendants failed to plead or otherwise defend as provided by the Federal Rules of Civil Procedure.

Therefore, default as to these two defendants should be entered under FRCP, Rule 55.

Date: March 12, 2008

/s/ Russell A. Robinson

Law Office of Russell A. Robinson

Attorneys for Plaintiffs

SHERILL FOSTER, HOWARD FOSTER,  
SHEILA BURTON, and MINNIE BURTON

## **II. DECLARATION OF COUNSEL**

I, Russell A. Robinson, hereby declare as follows:

1. I am Plaintiff's counsel in this matter. I am admitted to practice before all courts in the State of California and have been admitted in the Northern District of California (USDC) since 1993. The below true and correct facts are based on my own personal knowledge, except facts stated as based on information and belief; as to facts so stated, I believe these to be true.

2. This case was filed on October 24, 2007. On December 7, 2007, I caused to be filed on behalf of Plaintiffs the first amended complaint.

3. Defendants Shannon Edmonds and Lori Tyler, aka "Lori Reshel Laferty", had been difficult to serve with summons and complaint. I am informed and believe they were elusive and protected by members of Lake County law enforcement because of the controversial prosecution for murder of the young black man who did not kill Christian Foster and Rashad Williams; that is, the white Shannon Edmonds, he who actually killed Christian Foster and Rashad Williams, is the prosecution's primary witness in the case against Renato Hughes. Additionally, I am informed and believe that Shannon Edmonds and Lori Tyler, who were purportedly engaged on December 7, 2005 [the date of the two murders], may have separated and moved around in the Clearlake-Willits area.

1           3.       I am informed and believe that both Edmonds and Tyler were in fact served in  
2 this case with summons, first amended complaint, notice of case management conference  
3 statement, and lis pendens on December 23, 2007, in Clearlake, California [Edmonds and  
4 substituted service of Tyler], and in Willits, California [personal service of Tyler].

5           4.       I am informed and believe that Edmonds and Tyler will not be defended by the  
6 other defendants in this action.

7           5.       To date, neither Edmonds nor Tyler have contacted my office. They have not  
8 answered, and they have failed to plead or otherwise defend as provided by the Federal Rules of  
9 Civil Procedure. Therefore, Plaintiffs respectfully request that default against Defendants  
10 Shannon Edmonds and Lori Tyler, aka "Lori Reshel Laferty", be entered by the Court.

11          6.       True and correct copies of the proofs of service of summons and first amended  
12 complaint are attached hereto.

13           I, Russell A. Robinson, hereby declare under penalty of perjury and under the laws of the  
14 State of California, that the above is true and correct.

15  
16  
17  
18 Date: March 12, 2008

/s/Russell A. Robinson

By: Russell A. Robinson  
Law Office of Russell A. Robinson, APC  
Counsel for Plaintiffs  
SHERRILL FOSTER, HOWARD FOSTER, SHEILA  
BURTON, and MINNIE BURTON

*Foster, et al., v. Edmonds, et al. (No. C-07-5445-EMC)*

PROOF OF SERVICE

I am over the age of eighteen years and not a party to the within action. I am employed at and my business is 345 Grove Street, San Francisco, California 94102. On March 12, 2008, I served the following document(s):

**PLAINTIFFS' MOTION TO ENTER DEFAULT AS TO DEFENDANTS SHANNON EDMONDS AND LORI TYLER; DECLARATION OF COUNSEL IN SUPPORT**

  X   **BY MAIL: I served a true copy of each of the above named document(s) by mail by placing same in a sealed envelope fully prepaying postage thereon, and depositing said envelope in the U.S Mail at San Francisco, California. Said envelope was addressed as shown below.**

\_\_\_\_\_ **BY PERSONAL SERVICE: I personally served by hand a true copy of the above named document(s) upon those listed below.**

\_\_\_\_\_ **BY FACSIMILE TRANSMISSION: I served the above named document(s) by facsimile upon Respondent at the address and number listed below.**

The envelope addressed, and/or the number dialed, were as follows:

Shannon Edmonds  
2922 11<sup>th</sup> Street  
Clearlake CA 95422  
(Defendant)

Lori Tyler, aka "Lori Reshel Tyler"  
P.O. Box 1548  
Willits CA 95490  
(Defendant)

Lori Tyler, aka "Lori Reshel Tyler"  
2922 11<sup>th</sup> Street  
Clearlake CA 95422  
(Defendant)

Lori Tyler, aka "Lori Reshel Tyler"  
P.O. Box 463  
Boonville CA 95415  
(Defendant)

Lori Tyler, aka "Lori Reshel Tyler"  
2100 Center Valley Road  
Willits CA 95490  
(Defendant)

Shannon Edmonds  
P.O. Box 171  
Boonville CA 95415  
(Defendant)

I declare under penalty of perjury that the above is true and correct. Executed at San Francisco, California, on March 12, 2008.

                  /s/ Rosemary Hernandez                    
Rosemary Hernandez